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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/814,066

06/21/2001

Franz Knauseder

P26741

2541

7055 7590 10/16/2008  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 ROLAND CLARKE PLACE  
RESTON, VA 20191

EXAMINER

SAFAVI, MICHAEL

ART UNIT

PAPER NUMBER

3637

NOTIFICATION DATE

DELIVERY MODE

10/16/2008

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

gbpatent@gbpatent.com  
pto@gbpatent.com

**Box 11: Contd.** Applicant's arguments have been reviewed but are not deemed persuasive. Reference is made to the examiner's arguments presented within the final Office action of July 28, 2008, the Examiner's answer of November 21, 2006 and the supplemental Examiner's answer of July 11, 2007 as well as the examiner's remarks within the advisory action of December 13, 2005 and the final Office action of September 22, 2005.

**Box 8: Contd.** The evidence filed with Applicant's after final response of September 29, 2008 will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e). Applicant has failed to provide a showing of why for example, the non-precedential decision *Ex parte HADDAD*, cited on page 18 of the after final response, had not been earlier presented. Therefore, the non-precedential decision *Ex parte MANDRUSOV*, cited on page 14 of the after final response, the non-precedential decision *Ex parte BLAICHER*, cited on page 15 of the after final response, and the non-precedential decision *Ex parte HADDAD*, cited on page 18 of the after final response have not been entered.

**Box 13: Contd.** The drawings filed on September 29, 2008 are acceptable subject to correction of the informalities indicated on the attached "Notice of Draftsperson's Patent Drawing Review," PTO-948. In order to avoid abandonment of this application,

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correction is required in reply to the Office action. The correction will not be held in abeyance.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Safavi whose telephone number is (571) 272-7046. The examiner can normally be reached on Mon.-Fri., 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on (571) 272-6867. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Michael Safavi/  
Primary Examiner, Art Unit 3637

M. Safavi  
October 06, 2008